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15 Attorneys for the Defendant

16 IN THE UNITED STATES DISTRICT COURT  
17  
18 FOR THE EASTERN DISTRICT OF CALIFORNIA

19  
20 DAVID MOORE,

21 Plaintiff,

22 v.

23  
24 JO ANNE B. BARNHART,  
25 Commissioner of  
26 Social Security,

27 Defendant.

28  
CASE NO. 2:04-CV-02055-PAN  
(JFM)

STIPULATION AND ORDER  
SETTLING ATTORNEY'S FEES  
PURSUANT TO THE EQUAL  
ACCESS TO JUSTICE ACT

IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,  
subject to the approval of the Court, that counsel for Plaintiff be awarded attorney's fees under the  
Equal Access to Justice Act (EAJA) in the amount of THREE THOUSAND EIGHT HUNDRED

1 AND 00/100 DOLLARS (\$3,800.00), for compensation for legal services rendered on Plaintiff's  
2 behalf, pursuant to 28 U.S.C. §2412(d), thereby constituting a compromise settlement for all fees  
3 under the EAJA in this action, but not constituting any admission of Defendant's liability under the  
4 EAJA in this action.

5 Payment of the amount specified above shall constitute a complete release from and bar to any  
6 and all claims of Plaintiff's counsel relating to EAJA fees in connection with this action, without  
7 prejudice to any future request for fees under the Social Security Act, 42 U.S.C. §406(b).  
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9  
10 The parties further stipulate that Plaintiff's counsel shall return to Defendant's counsel, and  
11 Defendant's counsel shall retain, a facsimile of this stipulation bearing counsel's signature, and that  
12 Defendant shall e-file the document pursuant to applicable local rules.  
13

14 DATED: June 30, 2006

/s/ Elizabeth L. Gade  
ELIZABETH L. GADE  
Attorney at Law

16 Attorney for Plaintiff

17 DATED: June 30, 2006

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McGREGOR W. SCOTT  
United States Attorney

By: /s/ Bobby J. Montoya  
DEBORAH L. STACHEL  
Special Assistant U. S. Attorney

Attorneys for Defendant

OF COUNSEL  
LUCILLE GONZALES MEIS  
Chief Counsel, Region IX  
U.S. Social Security Administration

1 ORDER  
2

3 Counsel for Plaintiff is hereby awarded attorney's fees pursuant to the Equal Access to Justice  
4 Act in the amount of \$3,800.00, pursuant to the stipulation of the parties.  
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6 APPROVED AND SO ORDERED.  
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8 DATED: July 21, 2006.  
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11 UNITED STATES MAGISTRATE JUDGE  
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